

Filed 6/7/10

10cv3664 wah

UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**Jun 07, 2010**

**FILED  
CLERK'S OFFICE**

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**A CERTIFIED TRUE COPY**  
**ATTEST**  
**By Dana Stewart on Jun 07, 2010**  
**FOR THE UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

**IN RE: JP MORGAN CHASE BANK HOME EQUITY  
LINE OF CREDIT LITIGATION**

MDL No. 2167

**TRANSFER ORDER**

**Before the entire Panel\***: Plaintiffs in seven actions seek centralization, pursuant to 28 U.S.C. § 1407, for coordinated or consolidated pretrial proceedings of the nine actions listed on Schedule A<sup>1</sup> in the Northern District of Illinois or, alternatively, the Northern District of California. Plaintiff in the District of Minnesota action and defendants<sup>2</sup> support the motion. Plaintiff in the Northern District of California *Yakas* action supports centralization in the Northern District of California.

This litigation currently consists of the following nine actions: two actions each in the Central and Northern Districts of California, and an action each in the Eastern and Southern Districts of California, the Northern District of Illinois, the District of Minnesota, and the Northern District of Texas.

On the basis of the papers filed and hearing session held, we find that these nine actions involve common questions of fact, and that centralization under Section 1407 in the Northern District of Illinois will serve the convenience of the parties and witnesses and promote the just and efficient conduct of this litigation. As all parties agree, all actions involve common factual allegations that Chase improperly suspended or reduced plaintiffs' respective home equity line of credit accounts and, relatedly, used inappropriate automated valuation models in assessing the value of the underlying properties. Centralization under Section 1407 will eliminate duplicative discovery; prevent inconsistent pretrial rulings; and conserve the resources of the parties, their counsel and the judiciary.

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\* Judge Heyburn took no part in the decision of this matter.

<sup>1</sup> Plaintiffs' motion originally included ten actions, but an action in the Southern District of California (*Ostrow*) was later dismissed.

<sup>2</sup> JPMorgan Chase Bank, N.A., JP Morgan Chase Bank, N.A., and Chase Bank USA, N.A. (collectively Chase).

**A TRUE COPY-ATTEST**  
**MICHAEL W. DOBBINS, CLERK**  
**By s/ WILLIE A. HAYNES**  
**DEPUTY CLERK**  
**U.S. DISTRICT COURT, NORTHERN**  
**DISTRICT OF ILLINOIS**  
**DATE: JUNE 14, 2010**

- 2 -

The Northern District of Illinois is an appropriate transferee forum for this litigation. Defendants and almost all plaintiffs support centralization in this district. Moreover, the Northern District of Illinois provides a convenient forum.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 1407, the actions listed on Schedule A and pending outside the Northern District of Illinois are transferred to the Northern District of Illinois and, with the consent of that court, assigned to the Honorable Rebecca R. Pallmeyer for coordinated or consolidated pretrial proceedings with the action listed on Schedule A and pending in that district.

PANEL ON MULTIDISTRICT LITIGATION

A handwritten signature in blue ink, appearing to read "Robert L. Miller, Jr.", is positioned above a horizontal line.

Robert L. Miller, Jr.  
Acting Chairman

John G. Heyburn II, Chairman\*  
David R. Hansen  
Frank C. Damrell, Jr.

Kathryn H. Vratil  
W. Royal Furgeson, Jr.  
Barbara S. Jones

**IN RE: JP MORGAN CHASE BANK HOME EQUITY  
LINE OF CREDIT LITIGATION**

MDL No. 2167

**SCHEDULE A**

Central District of California

Michael Walsh v. JPMorgan Chase Bank, N.A., et al., C.A. No. 2:09-4387 (10 C 3660)  
Robert Wilder v. JPMorgan Chase Bank, N.A., et al., C.A. No. 8:09-834 (10 C 3662)

Eastern District of California

(10 C 3663)  
Robert M. Frank, et al. v. Washington Mutual Bank, Henderson, Nevada, et al., C.A. No. 2:09-3408

Northern District of California

Mary Jane Yakas v. Chase Manhattan Bank USA, N.A., C.A. No. 3:09-2964 (10 C 3664)  
Michael Malcolm v. JPMorgan Chase Bank, N.A., C.A. No. 5:09-4496 (10 C 3665)

Southern District of California

Michell Kimball v. Washington Mutual Bank, Henderson, Nevada, et al., C.A. No. 3:09-1261  
(10 C 3666)

Northern District of Illinois

Shannon Hackett v. JPMorgan Chase Bank, N.A., C.A. No. 1:09-7986

District of Minnesota

William Cavanagh v. JPMorgan Chase Bank, N.A., C.A. No. 0:09-3389 (10 C 3667)

Northern District of Texas

Daryl Mayes v. JPMorgan Chase Bank, N.A., et al., C.A. No. 4:10-157 (10 C 3668)

Docket: 2167 - IN RE: JPMorgan Chase Bank Home Equity Line of Credit Litigation

Status: Transferred on 06/07/2010

Transferee District: ILN Judge: Pallmeyer, Rebecca R.

Printed on 06/07/2010

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Chase Manhattan Bank USA, N.A.; JPMorgan Chase Bank, N.A.\*; Washington Mutual Bank;  
Washington Mutual Bank, Henderson, Nevada

**IN RE: JPMORGAN CHASE BANK HOME EQUITY  
LINE OF CREDIT LITIGATION**

MDL No. 2167

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